ASSIGNMENT OF SUBLESSOR'S INTEREST'
IN SUBLEASE AND GUARANTY

#16.00

This agreement made as of the 9th day of June, 1986 is an Assignment of Sublessor's Interest from THE CHICAGO DOCK AND CANAL TRUST, an Illinois business trust, as Assignor, (hereinafter called "Assignor") to CHICAGO TITLE AND TRUST COMPANY, an Illinois corporation, as Trustee under the provisions of a trust agreement dated June 9, 1986 and known as Trust No. 5-68055, as Assignee (hereinafter called "Assignee").

### WITNESSETH:

- A. Continental Illinois Mational Bank and Trust Company of Chicago, a national banking association, as Sublessor, entered into a Sublease dated May 31, 1983 ("the Sublease") with American National Bank and Trust Company of Chicago, a national banking association, not personally but solely as (rustee under Trust No. 48322, as Sublessee, with respect to Sublessor's undivided 60% interest in the lessee's interest created by lease Cated December 26, 1958 between The Prudential Insurance Corporation, as lessee, as amended, with respect to real estate described in Exhibit "A" attached hereto and made a part hereof.
- B. By instrument dated May 31, 1983 ("the Guaranty"),

  Jerrold Wexler and Edward Ross guaranteed the obligations of the

  Sublessee under the Sublease.

- C. The interest of Continental Illinois National Bank and Trust Company, as Sublessor under the Lease and in and to the Guaranty, has been assigned to Assignor;
- D. Assignor desires to assign its interest as Sublessor under the Sublease and in and to the Guaranty to Assignee and Assignee desires to receive said assignment of Assignor's interest therein.

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, The Chicago Dock and Canal Trust as Assignor hereby assigns to Chicago Fitle and Trust Company, as Trustee as aforesaid, as Assignee all of its right, title and interest, as Sublessor, under the Sublease and in and to the Guaranty.

In consideration for this Assignment. Chicago Title and Trust Company, as Trustee as aforesaid, hereby accepts the assignment from The Chicago Dock and Canal Trust of all of the Sublessor's interest under the Sublease and in and to the Guaranty and agrees to perform all of the covenants and conditions applicable to the Sublessor thereunder.

The Chicago Dock and Canal Trust is an Illinois business trust established under a Declaration of Trust dated January 22, 1962 and subsequently amended (the last such amendment having been made as of June 25, 1985), a copy of which is on file at the Office of the Trust and is available for examination. The name "The Chicago Dock and Canal Trust" refers to the trustees under

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said Declaration as trustees and not personally; no trustee, beneficiary, officer or agent of The Chicago Dock and Canal Trust shall be held to any personal liability in connection with any representation or agreement contained in this instrument or in connection with the affairs of said Trust, and other parties shall look only to funds and property of the Trust for the payment of any debt, demand or liability.

This instrument is executed by Chicago Title and Trust Company, not personally but solely as Trustee, as aforesaid, in the exercise of the power and authority conferred upon and vested in it as such Trustee. All the terms, provisions, stipulations, covenants and conditions to be performed by Chicago Title and Trust Company are undertaken by it solely as Trustee, as aforesaid, and not individually and all statements herein made are made on information and belief and are to be construed accordingly, and no personal liability shall be asserted or be enforceable against Chicago Title and Trust Company by reason of any of the terms, provisions, stipulations, covenants and/or statements contained in this instrument.

This Agreement may be executed in multiple counterparts, and all of such counterparts shall constitute one and the same Agreement.

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IN WITNESS WHEREOF, this Assignment was executed on behalf of the parties hereto as of the date first above written. \_

#### **ASSIGNOR:**

THE CHICAGO DOCK AND CANAL TRUST, an Illinois business trust

ATTEST:

Frank A. P. Pohelderfer,

Assistant Secretary

Charles R. Gardier, President

**ASSIGNEE:** 

CHICAGO TITLE AND TRUST COMPANY, as Trustee as aforesaid

ATTEST:

Assistant Secretary

By:

Vice President C/ort's Organica

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STATE OF ILLINOIS SS. COUNTY OF COOK

#### ACKNOWLEDGMENT

Dadged, a notary public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Charles R. Gardner personally known to me to be the President of THE CHICAGO DOCK AND CANAL TRUST, an Illinois business trust, and Frank A. Reichelderfer personally known to me to be the Assistant Secretary of said Illinois business trust, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that as such President and Assistant Secretary, they signed and delivered the said instrument and caused the seal of said trust to be affixed thereto, pursuant to authority given by the Board of Trustees of said Illinois business trust, as their free and voluntary act and deed and as the free and voluntary act and deed of said Illinois business trust, for the uses and purposes therein set forth.

GIVEN under my hand and official seal this 4th day of June, 1986.

My Commission expires Accorded C/orts Orrica

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STATE OF	ILLINOIS	)	
COUNTY OF COOK		}	SS

#### ACKNOWLEDGMENT

a notary public in and for DO HEREBY CERTIFY that the above-named Assistant Vice President and Assistant Secretary of signee, personally known to me CHICAGO TITLE AND TRUST COMPANY, to be the same persons whose name are subscribed to the foregoing instrument as such Ass ant Vice President and appeared before me this day in Assistant Secretary, respectivel person and acknowledged that they signed and delivered the said instrument, as their free and voluntary act and as the free and voluntary act of said Company, for the uses and purposes therein set forth; and the said Assistant Secretary then and there acknowledged that said Assistant Secretary, as custodian of the corporate seal of said Company, caused the corporate seal of said Company to be affixed to said instrument as said Assistant Secretary's own free and valuntary act and as the free and voluntary act of said Company for the uses and purposes therein set forth.

GIVEN under my hand and official seal this  $\frac{9\pi U}{2}$  day of June, 1986.

My Commission expires

Address of Property:

919 North Michigan Avenue

Chicago, Illinois

Permanent Index No.:

17-03-213-001-0000

This instrument was prepared by:

Frank A. Reichelderfer, Esq. Wilson & McIlvaine 135 South LaSalle Street Suite 2300 Chicago, Illinois 60603

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Hoo E. Randalph #600
Chirago, All. 60601

#### Description of Property

#### Parcel 1

The North 1/2 of that certain tract of land described as follows:

Lots 23 to 31. both inclusive, in Allmendinger's Lake Shore Drive addition to Chicago, a subdivision of part of Block 13 in Canal Trustees' subdivision of the south fractional 1/4 of Section 3, township 39 north, range 14 east of the third principal meridian, in Cook County, Illinois.

## Parcel 2

Easement for light, air and view for the benefit of Parcel 1 in, over and above and across the following described area:

Commencing at a horizontal plane prallel to and 63 feet above Chicago city datum and extending vertically upwards to the zenith, beginning at a point on the south line of Parcel 1, 62 feet east of the westerly line of said Percel 1, thence south along a line parallel to and 62 feet east of the westerly line of lots 26 and 27 in Allmendinger's Lake Shore Trive addition to Chicago aforesaid, (said westerly line of lots 26 and 27 aforesaid being a continuation of the westerly line of Parcel 1 extended south) a distance of 25 feet to a point in said lot 26, thence east along a line parallel to the south line of Parcel 1 a distance of 88 feet to a point in lot 24 in said Allmendinger's Lake Shore Drive addition to Chicago aforesaid, thence north along a line parallel to the westerly line of lots 26 and 27 aforesaid, a distance of 25 feet to the south line of Parcel 1, thence west along the south line of Parcel 1, a distance of 28 feet to the place of beginning, as created by agreement between the Palmolive Peet Company, a corporation of Delaware, and Chicago Title and Trust Company, a corporation of Illinois, as trustee under trust agreement dated July 25, 1927 and known as trust number 19104, dated March 31, 1928 and recorded April 30, 1928 as document number 10005790, and also recorded June 21, 1932 as document number 11106014, and as continued and preserved by instrument dated December 26, 1958 and recorded December 26, 1958 as document number 17413316 in Cook County, Illinois.

EXHIBIT "A"